

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

United States Courts
Southern District of Texas
ENTERED

JAN 9 2002

MARK NEWBY,

§

Michael N. Milby, Clerk of Court

Plaintiff,

§

VS.

§

**CIVIL ACTION NO. H-01-3624
AND CONSOLIDATED CASES**

ENRON CORPORATION, *et al.*,

§

Defendants.

§

**ORDER ON AGREED MOTION FOR EXTENSION OF TIME AS TO PENDING LEAD
PLAINTIFF MOTIONS**

Plaintiffs have agreed and stipulated to an extension of time and schedule for filings relating to appointment of lead plaintiff. This court approves and adopts the stipulation.

On or about December 21, 2001, at least twelve competing motions were filed supporting the appointment of lead plaintiff in this action. Opposition filings concerning the lead plaintiff motions are due under the present schedule on January 10, 2002. In order to give potential lead plaintiffs adequate time to engage in discussions aimed at narrowing their differences or reaching a stipulation regarding pending lead plaintiff motions, and allow adequate time for briefing the motions, plaintiffs agreed to the following briefing schedule, which the court adopts:

- 1. Oppositions served via fax: January 21, 2002;**

2. **Oppositions filed with court: January 22, 2002;**
3. **Reply served and filed: January 28, 2002.**

Briefs will be served by facsimile and overnight mail.

This court approves the stipulation and agreement and adopts it as an order. No oral hearing on the lead plaintiff motions is presently set. If counsel believe such a hearing is necessary, they should request such a hearing and explain why it is necessary in their briefs or other submissions. If this court decides to set an oral hearing on the lead plaintiff motions, it will take place on **February 6, 2002, at 9:00 a.m.** Counsel will be notified no later than February 1, 2002 as to whether an oral hearing will be set.

SIGNED on January 8, 2002, at Houston, Texas.



Lee H. Rosenthal
United States District Judge

DATED: 1-8-02

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* * *

ORDER

IT IS SO ORDERED.

DATED: 1/8/02

Lee H. Rosenthal
THE HONORABLE LEE H. ROSENTHAL
UNITED STATES DISTRICT JUDGE